

§2204. Municipal solid waste disposal surcharge

Unless otherwise provided by rule adopted in accordance with subsection 4, the department shall impose a fee of \$2 per ton on any municipal solid waste disposed of at a commercial, municipal, regional association or state-owned landfill, except that there is no fee on municipal solid waste generated by a municipality that owns the landfill accepting it or that has entered into a contract with a term longer than 9 months for disposal of municipal solid waste in that landfill facility. [PL 2015, c. 461, §10 (AMD).]

1. Landfill surcharge.

[PL 1999, c. 385, §8 (RP).]

2. Recycling progress.

[PL 1995, c. 465, Pt. A, §75 (RP); PL 1995, c. 465, Pt. C, §2 (AFF).]

3. Imported municipal solid waste.

[PL 1999, c. 385, §8 (RP).]

4. Rules. The department may adopt rules imposing per ton fees on any municipal solid waste disposed of or received for processing at a commercial, municipal, regional association or state-owned solid waste disposal facility, solid waste processing facility, incineration facility or solid waste landfill. Fees imposed pursuant to this subsection must be consistent with the solid waste management hierarchy established under section 2101 and the food recovery hierarchy established under section 2101-B. Rules adopted pursuant to this subsection are major substantive rules as defined in Title 5, chapter 375, subchapter 2-A.

[PL 2015, c. 461, §11 (NEW).]

SECTION HISTORY

PL 1989, c. 585, §A7 (NEW). PL 1989, c. 869, §§A14,20 (AMD). PL 1991, c. 517, §B17 (RPR). PL 1993, c. 85, §§1,2 (AMD). PL 1993, c. 310, §C3 (AMD). PL 1995, c. 465, §§A75,76 (AMD). PL 1995, c. 465, §C2 (AFF). PL 1995, c. 656, §A64 (AMD). PL 1999, c. 385, §8 (AMD). PL 2015, c. 461, §§10, 11 (AMD).

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